

Bureau of Health Care Quality and Compliance

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: NVS4286HPC	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED 09/24/2010
NAME OF PROVIDER OR SUPPLIER COMPASSIONCARE HOSPICE		STREET ADDRESS, CITY, STATE, ZIP CODE 4440 SOUTH ARVILLE SUITE 12 LAS VEGAS, NV 89103		
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L 000	<p>INITIAL COMMENTS</p> <p>This Statement of Deficiencies was generated as a result of a State Relicensure Focused Survey conducted in your facility on 9/22/10 through 9/24/10, in accordance with Nevada Administrative Code, Chapter 449, Provision of Hospice Care.</p> <p>A Plan of Correction (POC) must be submitted. The POC must relate to the care of all patients and prevent such occurrences in the future. The intended completion dates and the mechanism(s) established to assure ongoing compliance must be included.</p> <p>The findings and conclusions of any investigation by the Health Division shall not be construed as prohibiting any criminal or civil investigations, actions or other claims for relief that may be available to any party under applicable federal, state or local laws.</p> <p>Fourteen patient files were reviewed. One Bereavement file was reviewed. Seventeen employee files were reviewed.</p> <p>The following regulatory deficiencies were identified:</p>	L 000		
L 057	<p>449.0184 GOVERNING BODY REQUIRED; DUTIES OF GOVE</p> <p>Every facility which provides a program of hospice care must have a governing body which shall:</p> <p>2. Ensure that all services provided by the program of hospice care are consistent with accepted standards of practice for the care of the patients.</p>	L 057		

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TITLE

(X6) DATE

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

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L 057	Continued From page 1 This Regulation is not met as evidenced by: Based on record review, policy review and staff interview, the agency governing body failed to ensure that services provided by the program were consistent with the patient's wishes for 1 of 14 patients. (Patient #7). 2. Review of the agency policy on Advanced Directives revealed a copy of the Advanced Directives will be placed in the patient's clinical record. . 3. Review of patient record revealed lack of documented evidence of the patient's Advanced Directives and designation of a power of attorney (for healthcare decisions) for patient #7, Scope: 2 Severity: 1	L 057		
L9999	FINAL OBSERVATIONS NAC 441A.375(3) Before initial employment, a person employed in a medical facility or a facility for the dependent shall have a: (a) Physical examination or certification from a licensed physician that the person is in a state of good health, is free from active tuberculosis and any other communicable disease in a contagious stage; and (b) Mantoux tuberculin skin test, including persons with a history of bacillus Calmette-Guerin (BCG) vaccination. If the employee has no documented history of a 2-step Mantoux tuberculin skin test and has not had a single Mantoux tuberculin skin test within the preceding 12 months, then a 2-step Mantoux tuberculin skin test must be administered. A	L9999		

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L9999	<p>Continued From page 2</p> <p>single annual Mantoux tuberculin skin test must be administered thereafter.</p> <p>NAC 441A.375(4) An employee with a documented history of a positive Mantoux tuberculin skin test is exempt from screening with skin test or chest radiographs unless he develops symptoms suggestive of tuberculosis.</p> <p>NAC 441A.375(6) Counseling and preventive therapy must be offered to a person with a positive Mantoux tuberculin skin test in accordance with the recommendations of the American Thoracic Society and the American Lung Association set forth in " Tuberculosis: What the Physician Should Know. "</p> <p>TB Testing Requirements</p> <p>NAC 441A.375 Medical facilities and facilities for the dependent: Placement and care of cases and suspected cases; surveillance and testing of employees.</p> <p>1. A case having tuberculosis or suspected case considered to have tuberculosis in a medical facility or a facility for the dependent must be placed in Acid-fast bacilli (AFB) isolation and cared for in accordance with Acid-fast bacilli (AFB) precautions set forth in " Centers for Disease Control Guidelines for Isolation Precautions in Hospitals " and the recommendations of the Centers for Disease Control for preventing the transmission of tuberculosis in facilities providing health care set forth in " Guidelines for Preventing the Transmission of Tuberculosis in Health-Care Settings, with Special Focus on HIV-Related</p>	L9999			

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L9999	<p>Continued From page 3</p> <p>Issues. "</p> <p>2. A medical facility or facility for the dependent shall maintain surveillance of employees of the facility for tuberculosis and tuberculosis infection. The surveillance of employees must be conducted in accordance with the recommendations of the Centers for Disease Control for preventing the transmission of tuberculosis in facilities providing health care set forth in " Guidelines for Preventing the Transmission of Tuberculosis in Health-Care Settings, with Special Focus on HIV-Related Issues. "</p> <p>3. Before initial employment, a person employed in a medical facility or a facility for the dependent shall have a:</p> <p>(a) Physical examination or certification from a licensed physician that the person is in a state of good health, is free from active tuberculosis and any other communicable disease in a contagious stage; and</p> <p>(b) Mantoux tuberculin skin test, including persons with a history of bacillus Calmette-Guerin (BCG) vaccination.</p> <p>If the employee has no documented history of a 2-step Mantoux tuberculin skin test and has not had a single Mantoux tuberculin skin test within the preceding 12 months, then a 2-step Mantoux tuberculin skin test must be administered. A single annual Mantoux tuberculin skin test must be administered thereafter.</p> <p>4. An employee with a documented history of a positive Mantoux tuberculin skin test is exempt from screening with skin tests or chest radiographs unless he develops symptoms suggestive of tuberculosis.</p> <p>5. A person who demonstrates a positive skin test administered pursuant to subsection 3 shall submit to a chest radiograph and medical evaluation for active tuberculosis.</p>	L9999			

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L9999	<p>Continued From page 4</p> <p>6. Counseling and preventive therapy must be offered to a person with a positive Mantoux tuberculin skin test in accordance with the recommendations of the American Thoracic Society and the American Lung Association set forth in "Tuberculosis: What the Physician Should Know."</p> <p>7. A medical facility shall maintain surveillance of employees for the development of pulmonary symptoms. A person with a history of tuberculosis or a positive tuberculin skin test shall report promptly to the infection control specialist, if any, or to the director or other person in charge of the medical facility if the medical facility has not designated an infection control specialist, when any pulmonary symptoms develop. If symptoms of tuberculosis are present, the employee shall be evaluated for tuberculosis.</p> <p>(Added to NAC by Bd. of Health, eff. 1-24-92)</p> <p>Based on record review and staff interview, the agency failed to provide tuberculosis testing and pre-hire physicals as required under NAC 441A.375.</p> <p>Documentation revealed 6 of 17 employees did not have the required 2 step Mantoux skin testing prior to employment (Employee #5, #6, #11, #12, #15 and #16).</p> <p>Documentation revealed 2 of 17 employees did not have the required Physical examination or certification from a licensed physician that the person is in a state of good health, is free from active tuberculosis and any other communicable disease in a contagious stage, (Employee #11 and #12).</p> <p>Documentation revealed 1 of 17 employees with a history of a positive Mantoux skin test failed to provide documentation of the positive skin test result (Employee #15).</p> <p>Documentation revealed 1 of 17 employees failed</p>	L9999			

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L9999	Continued From page 5 to get an annual 1-step Mantoux skin test within the parameters of the regulation (Employee #16). Severity: 2 Scope: 2	L9999			

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